



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2524

DATE SCANNED 10/4/12

SCANNER NO. 2

SCAN OPERATOR ESS

12092681152



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2012 MAY 22 P 3 11

May 22, 2012

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia Carmona *PC*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *JW* Jodi Winship/Sari Pickeral/David Garr *DP*
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2012 April Quarterly Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2012 April Quarterly Report in accordance with 2 U.S.C. 434(a). The 2012 April Quarterly Report was due on April 15, 2012.

The committees listed in the attached RTB Circulation Report either failed to file the report, or filed the report no more than thirty (30) days after the due date (considered a late filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission
Reason to Believe Circulation Report
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
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2515	C00486829	BRIAN K HILL FOR US SENATE	HILL, BRIAN KEITH	HOWARD KENTON HILL	\$102,427	0	4/24/2012	9	\$11,631	\$155
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2517	C00463059	GOEHRING FOR CONGRESS	GOEHRING, BRAD	TERRY MCDONALD	\$292,702	0		Not Filed	\$73,176 (est)	\$2,970
2518	C00426320	LIBERTARIAN PARTY OF INDIANA		TODD SINGER	\$119,840	3	4/22/2012	7	\$32,555	\$595
2519	C00497198	MIKE WILLIAMS FOR CONGRESS	WILLIAMS, MICHAEL J	ERIC MARTIN	\$261,413	0		Not Filed	\$87,138 (est)	\$3,850

2522	C00497412	OUR VOICE PAC		ROBERT FEE	\$178,903	0	4/30/2012	15	\$42,598	\$500
2523	C00368415	PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC		MICHAEL W. MCNALLY	\$138,186	0	4/25/2012	10	\$35,661	\$400
2524	C00491506	WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE		JAMES W. NORMENT	\$147,850	0	5/3/2012	18	\$44,750	\$560

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Reason To Believe Recommendation - 2012)
April Quarterly Report for the)
Administrative Fine Program:)

BRIAN K HILL FOR US SENATE, and) AF# 2515
HOWARD KENTON HILL as treasurer;)

GOEHRING FOR CONGRESS, and) AF# 2517
TERRY MCDONALD as treasurer;)
LIBERTARIAN PARTY OF INDIANA,) AF# 2518
and TODD SINGER as treasurer;)
MIKE WILLIAMS FOR CONGRESS, and) AF# 2519
ERIC MARTIN as treasurer;)

OUR VOICE PAC, and FEE, ROBERT as) AF# 2522
treasurer;)
PLUMBERS & STEAMFITTERS LOCAL) AF# 2523
22 PAC INC, and MCNALLY, MICHAEL)
W as treasurer;)
WARD AND SMITH, P.A. POLITICAL) AF# 2524
ACTION COMMITTEE, and JAMES W.)
NORMENT as treasurer;)

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CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on May 23, 2012 the Commission took the following actions on the Reason To Believe Recommendation - 2012 April Quarterly Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated May 22, 2012, on the following committees:

AF#2515 Decided by a vote of 6-0 to: (1) find reason to believe that BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Peterson, Walther, and Weintraub voted affirmatively for the decision.

AF#2517 Decided by a vote of 6-0 to: (1) find reason to believe that GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount

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indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2518 Decided by a vote of 6-0 to: (1) find reason to believe that LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2519 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2522 Decided by a vote of 6-0 to: (1) find reason to believe that OUR VOICE PAC, and FEE, ROBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2523 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2524 Decided by a vote of 6-0 to: (1) find reason to believe that WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil

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Federal Election Commission
Certification for Administrative Fines
May 23, 2012

Page 4

money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

May 23, 2012
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 24, 2012

James W. Norment, in official capacity as Treasurer
Ward and Smith, P.A. Political Action Committee
P.O. Box 867
New Bern, NC 28563

C00491506
AF#: 2524

Dear Mr. Norment:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through March 31, 2012, shall be filed no later than April 15, 2012. 2 U.S.C. 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on May 3, 2012, eighteen (18) days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On May 23, 2012, the FEC found that there is reason to believe ("RTB") that Ward and Smith, P.A. Political Action Committee and you, in your official capacity as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before April 15, 2012. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$560. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$560 is due within forty (40) days of the finding, or by July 2, 2012, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$44,750
Number of Days Late: 18
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or July 2, 2012. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Ward and Smith, P.A. Political Action Committee and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

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3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Caroline C. Hunter
Chair

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$560 for the 2012 April Quarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by July 2, 2012. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Ward and Smith, P.A. Political Action Committee

FEC ID#: C00491506

AF#: 2524

PAYMENT DUE DATE: July 2, 2012

PAYMENT AMOUNT DUE: \$560

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2012 AUG 16 PM 1:35

SENSITIVE

August 16, 2012

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Jodi Winship/Sari Pickerall *JP*
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the
2012 April Quarterly Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2012 April Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, three (3) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, one (1) committee will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the

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RTB finding, and two (2) committees will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Goehring for Congress (AF 2517) disclosed a level of activity after the RTB finding and disclosed no activity (previously estimated to be \$73,176), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mike Williams for Congress (AF 2519) disclosed a level of activity after the RTB finding and disclosed no activity (previously estimated to be \$87,138), which would result in no civil money penalty (fine previously assessed to be \$3,850).

RAD Recommendation

- (1) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (2) Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
- (3) Send the appropriate letters.

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8/18/2012 11:46 AM

Federal Election Commission
FD Circulation Report Fine Paid
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2515	BRIAN K HILL FOR US SENATE	HILL, BRIAN KEITH	C00466329	HOWARD KENTON HILL	04/24/2012	9	\$11,631	0	05/23/2012	\$155	\$155	06/25/2012	\$155
2518	LIBERTARIAN PARTY OF INDIANA		C00426320	TODD SINGER	04/22/2012	7	\$32,555	3	05/23/2012	\$595	\$595	06/18/2012	\$595
2522	OUR VOICE PAC		C00497412	ROBERT FEE	04/30/2012	15	\$60,586	0	05/23/2012	\$500	\$500	06/20/2012	\$500
2523	PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC		C00388415	MICHAEL W. MCNALLY	04/25/2012	10	\$35,661	0	05/23/2012	\$400	\$400	05/29/2012	\$400
2524	WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE		C00491508	JAMES W. NORMENT	05/03/2012	16	\$44,750	0	05/23/2012	\$560	\$560	06/04/2012	\$560

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9/16/2012 11:45 AM

Federal Election Commission
FD Circulation Report Fine Not Paid
2012 APRIL QUARTERLY Not Election Sensitive 04/15/2012 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2517	GOEHRING FOR CONGRESS	GOEHRING, BRAD	C00463059	TERRY MCDONALD		Not Filed	\$0	0	05/23/2012	\$2,970	85	NONE
2519	MIKE WILLIAMS FOR CONGRESS	WILLIAMS, MICHAEL J	C00497198	ERIC MARTIN		Not Filed	\$0	0	05/23/2012	\$3,850	85	NONE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program - Final)
Determination Recommendation for the)
2012 April Quarterly Report:)

BRIAN K HILL FOR US SENATE, and) AF# 2515
HOWARD KENTON HILL as treasurer;)

GOEHRING FOR CONGRESS, and) AF# 2517
TERRY MCDONALD as treasurer;)
LIBERTARIAN PARTY OF INDIANA,) AF# 2518
and TODD SINGER as treasurer;)
MIKE WILLIAMS FOR CONGRESS, and) AF# 2519
ERIC MARTIN as treasurer;)

OUR VOICE PAC, and FEE, ROBERT as)	AF# 2522
treasurer;)	
PLUMBERS & STEAMFITTERS LOCAL)	AF# 2523
22 PAC INC, and MCNALLY, MICHAEL)	
W as treasurer;)	
WARD AND SMITH, P.A. POLITICAL)	AF# 2524
ACTION COMMITTEE, and JAMES W.)	
NORMENT as treasurer;)	

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 17, 2012 the Commission took the following actions on the Administrative Fine Program - Final Determination Recommendation for the 2012 April Quarterly Report as recommended in the Reports Analysis Division's Memorandum dated August 16, 2012, on the following committees:

AF#2515 Decided by a vote of 6-0 to: (1) make a final determination that BRIAN K HILL FOR US SENATE, and HOWARD KENTON HILL as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2517 Decided by a vote of 6-0 to: (1) make a final determination that GOEHRING FOR CONGRESS, and TERRY MCDONALD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2518 Decided by a vote of 6-0 to: (1) make a final determination that LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2519 Decided by a vote of 6-0 to: (1) make a final determination that MIKE WILLIAMS FOR CONGRESS, and ERIC MARTIN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2522 Decided by a vote of 6-0 to: (1) make a final determination that OUR VOICE PAC, and FEE, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2523 Decided by a vote of 6-0 to: (1) make a final determination that PLUMBERS & STEAMFITTERS LOCAL 22 PAC INC, and MCNALLY, MICHAEL W as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2524 Decided by a vote of 6-0 to: (1) make a final determination that WARD AND SMITH, P.A. POLITICAL ACTION COMMITTEE, and JAMES W. NORMENT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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Federal Election Commission
Certification for Administrative Fines
August 17, 2012

Page 4

Attest:

August 17, 2012
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

12092681170



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 20, 2012

James W. Norment, in official capacity as Treasurer
Ward and Smith, P.A. Political Action Committee
Post Office Box 867
New Bern, NC 28563

C00491506
AF#: 2524

Dear Mr. Norment:

On May 23, 2012, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Ward and Smith, P.A. Political Action Committee and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2012 April Quarterly Report. By letter dated May 24, 2012, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$560 in accordance with the schedule of penalties at 11 CFR § 111.43.

On June 4, 2012, the FEC received payment of the civil money penalty calculated at the RTB stage. The FEC made a final determination on August 17, 2012 that you, in your official capacity as treasurer, and Ward and Smith, P.A. Political Action Committee violated 2 U.S.C. § 434(a), assessed a civil money penalty in the amount of \$560 in accordance with 11 CFR § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 CFR § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Suri Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in cursive script that reads "Carol C. Hunter".

Caroline C. Hunter
Chair

12092681171

FOR: Ward and Smith, P.A. Political Action Committee

FEC ID#: C00491506

AF#: 2524

PAYMENT DUE DATE: July 2, 2012

PAYMENT AMOUNT DUE: \$560

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEC# 002 \$ 0000056000 BA# 1 06-04-12 20 4



WARD AND SMITH, P.A.		1035	
POLITICAL ACTION COMMITTEE (A Multi-candidate PAC)			
PO BOX 667 NEW BERN, NC 28558			
PAY to the order of	FEDERAL ELECTION Commission	Date	5/30/12
Five Hundred Sixty \$ 606.00	\$ 560.00	1035	12
FOR Fed ID C00491506 AF# 2524	Bank	First Citizens Bank	
Deputy M. A. Orr			

24118926021



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2524

DATE SCANNED

10/4/12

SCANNER NO.

2

SCAN OPERATOR

SES

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